

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

KATANA SILICON TECHNOLOGIES
LLC,

Plaintiff,

V.

GLOBALFOUNDRIES, INC.,
GLOBALFOUNDRIES U.S. INC., and
GLOBALFOUNDRIES U.S. 2 LLC,

Defendants.

Case No. 1:22-cv-00852-ADA

OMNIBUS PRETRIAL CONFERENCE ORDER

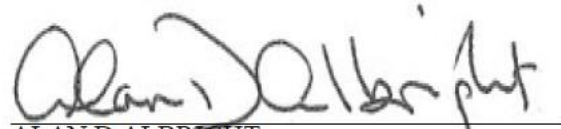
On May 13, 2025, the Court held a pre-trial conference in the above-captioned matter. ECF No. 258. As explained below, the Court continued some Motions to allow time for the Parties to complete *Markman* briefing. The Court hereby memorializes its rulings in the below table:

Motion Title	The Court's Order
Plaintiff's Opposed Motion to Exclude Certain Opinions and Testimony of Expert Stephen L. Becker, Ph.D., Dkt. 143	DENIED.
Plaintiff's Opposed Motion to Exclude Certain Opinions and Testimony of Expert John C. Bravman, Ph.D., Dkt. 145	DENIED.
Plaintiff's Opposed Motion for Leave to File to Serve the Expert Declaration of Dr. Robert Akl, Dkt. 184	GRANTED.
Plaintiff's Motion to Strike New Evidence and Arguments in Defendants' Sur-Sur-Replies, Dkt. 241	DENIED.
Defendants' Opposed Motion for Partial Summary Judgment that Plaintiff's Claims Are Barred by Defendants' Implied Licenses to the Asserted Patents, Dkt. 163	DENIED.
Defendants' Opposed Motion to Exclude Certain Opinions of Mr. Stephen Dell Regarding Damages, Dkt. 146	DENIED. The Court ORDERS that Plaintiff is granted leave to optionally serve supplemental or amended reports

	from its experts regarding apportionment. Plaintiff's apportionment reports are due by May 23, and Defendants' apportionment rebuttal reports are due by May 30. ¹ If supplemental or amended reports are served, each side may a 2-hour deposition.
Defendants' Opposed Motion for Partial Summary Judgment of No Literal Infringement of U.S. Patent No. 6,291,861, Dkt. 147	<p>Motion pending. The Parties were permitted to file a brief of no more than 10 pages each to address the meaning of "wherein the contact is in contact with the source/drain at a source/drain surface defining a second surface" and "slopes downwards ... to a corresponding device separation region" terms within three days of the Pre-Trial Conference. The following Monday, the Court held a <i>Markman</i> hearing.</p> <p>The Court ORDERS that Plaintiff is granted leave to optionally serve a supplemental expert report in light of the <i>Markman</i> hearing on May 19, and Defendants are granted leave to serve a rebuttal report. The Parties should negotiate a schedule for these supplemental reports, beginning after the Court issues its written claim construction ruling.</p> <p>Any expert providing supplemental reports may be deposed up to two hours or as the parties otherwise agree.</p>
Defendants' Opposed Motion to Exclude and Strike Certain Opinions of Dr. Keln Kuhn, Dkt. 149	DENIED.
Defendants' Opposed Motion for Summary Judgment of No Infringement Under the Doctrine of Equivalents, Dkt. 150	Motion pending.
Defendants' Opposed Motion for Partial Summary Judgment of No Damages Prior to First Notice Asserted Patents for Failure to Mark, Dkt. 164	MOOTED with respect to the '903 Patent. GRANTED with respect to the '861 Patent.

¹ The parties have since filed a joint notice to extend the deadline for Defendants' rebuttal reports to June 4, 2025. Dkt. 272.

SIGNED this 27th day of May, 2025.



ALAN D ALBRIGHT
UNITED STATES DISTRICT JUDGE